

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

_____)	
In re:)	Chapter 11
)	
CELSIUS NETWORK LLC, <i>et al.</i> , ¹)	Case No. 22-10964 (MG)
)	
Debtors.)	(Jointly Administered)
_____)	

**APPELLEE’S COUNTER-DESIGNATION OF THE RECORD
AND STATEMENT OF ISSUES TO BE PRESENTED ON APPEAL**

Pursuant to Federal Rule of Bankruptcy Procedure 8009, Appellee, the Official Committee of Unsecured Creditors appointed in the chapter 11 cases of the above-captioned debtors and debtors-in-possession (the “**Committee**”), respectfully designates the following items to be included in the record on appeal in connection with the appeal styled *Community First Partners, LLC, et al. v. Official Committee of Unsecured Creditors for Celsius Network LLC, et al.*, Case No. 23-CV-03920 (JHR) (S.D.N.Y.) in addition to those items designated by Community First Partners, LLC, Celsius SPV Investors, LP, Celsius New SPV Investors, LP, and CDP Investissements Inc. (collectively, the “**Appellants**”). The Committee reserves its right to designate additional items for inclusion in the record or to restate or modify

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number are as follows: Celsius Network LLC (2148); Celsius KeyFi LLC (4414); Celsius Lending LLC (8417); Celsius Mining LLC (1387); Celsius Network Inc. (1219); Celsius Network Limited (8554); Celsius Networks Lending LLC (3390); Celsius US Holding LLC (7956); GK8 USA LLC (9450); GK8 Ltd. (1209); and GK8 UK Limited (0893). The location of Debtor Celsius Network LLC’s principal place of business and the Debtors’ service address in these chapter 11 cases is 50 Harrison Street, Suite 209F, Hoboken, New Jersey 07030.

the issues presented on appeal. For items designated, the designation includes all documents attached to a particular document number including, without limitation, all statements, appendices, exhibits, attachments, declarations, and/or affidavits.

Designation of Additional Items to be Included in the Record on Appeal

Item No.	Date	Docket No.²	Document Title
1.	09/22/2022	880	<i>Motion of Community First Partners, LLC, Celsius SPV Investors, LP, Celsius New SPV Investors, LP, and CDP Investissements Inc. for Entry of an Order Directing the Appointment of an Official Preferred Equity Committee</i>
2.	10/13/2022	1045	<i>Debtors' Objection to Motion for Entry of an Order Directing the Appointment of an Official Preferred Equity Committee</i>
3.	10/13/2022	1048	<i>The Official Committee of Unsecured Creditors' Objection to the Motion of Community First Partners, LLC, Celsius SPV Investors, LP, Celsius New SPV Investors, LP, and CDP Investissements Inc. for Entry of an Order Directing the Appointment of an Official Preferred Equity Committee</i>
4.	10/19/22	1120	<i>Reply in Further Support of the Requesting Holders' Motion for Entry of an Order Directing Appointment of an Official Preferred Equity Committee</i>
5.	10/24/2022	1168	<i>Memorandum Opinion and Order Denying Motion for the Appointment of an Official Preferred Equity Committee</i>

² Docket references refer to *In re: Celsius Network LLC*, Docket No. 1:22-bk-10964 (MG) (Bankr. S.D.N.Y. Jul 13, 2022), unless otherwise indicated.

Item No.	Date	Docket No. ²	Document Title
6.	02/14/2023	2054	<i>Motion of the Official Committee of Unsecured Creditors to Approve Joint Stipulation and Agreed Order Between the Official Committee of Unsecured Creditors and the Debtors With Respect to Certain Claims and Causes of Action Belonging to the Debtors' Estates</i>
7.	03/14/2023	2228	<i>Response to Debtors' Objection to Rebecca Gallagher's Proof of Claim, Claim No. 23959</i>
8.	03/14/2023	2237	<i>Objection to Debtors' Objection to Proof of Claim No. 24480 of Daniel A. Frishberg</i>
9.	03/14/2023	2238	<i>Response to Debtors' Objection to Proof of Claim No. 24604 of Immanuel Herrmann</i>
10.	03/31/2023	2358	<i>Joint Chapter 11 Plan of Reorganization of Celsius Network LLC and Its Debtor Affiliates</i>
11.	04/04/2023	2367	<i>Series B Preferred Holders' Motion for Entry of an Order Establishing Estimation Procedure For the Intercompany Claim Between Celsius Network LLC and Celsius Network Limited in Furtherance of Formulating the Debtors' Plan of Reorganization</i>
12.	04/04/2023	2369	<i>Motion of the Official Committee of Unsecured Creditors For Entry of an Order (I) Establishing Procedures to Estimate the Intercompany Claim That Celsius Network, LLC Has Against Celsius Network Limited and (II) Granting Related Relief</i>
13.	04/15/2023	2471	<i>Limited Objection of the Official Committee of Unsecured Creditors to the Series B Preferred Holders' Motion For Entry of an Order Establishing Estimation Procedure For the Intercompany Claim Between Celsius Network LLC and Celsius Network Limited in Furtherance of Formulating the Debtors' Plan of Reorganization</i>

Item No.	Date	Docket No. ²	Document Title
14.	04/15/2023	2472	<i>Debtors' Limited Objection to (I) The Series B Preferred Holders' Motion For Intercompany Claim Estimation Procedures and (II) the Official Committee of Unsecured Creditors' Motion For Intercompany Claim Estimation Procedures</i>

Statement Regarding Appellants' Statement of Issues on Appeal

The Committee contests the statement of issues set forth by the Appellants in their designation of appellate record. The Committee will address those issues and the appropriate standard of review in any briefing on the merits of this appeal.

Dated: May 30, 2023
New York, New York

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